IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODPUR

ORDER

S.B. Criminal Misc. Petition No.1409/2007
(Het Ram Vs. State & Anr.)

Date of Order : 10th October, 2007

HON'BLE MR. H.R. PANWAR, J.

Mr. M.K. Garg for petitioner.
Mr. Ashok Upadhyay, P.P.
Mr. B.S. Rathore for respondent No.2.

In the present misc. petition, the only grievance of the petitioner is that his case which is pending before the Additional Chief Judicial Magistrate, Suratgarh has been transferred to the Additional Chief Judicial Magistrate, Sri Ganganagar by the learned Sessions Judge, Sri Ganganagar vide order dated 08.08.2007 without affording an opportunity of hearing.

Learned counsel for the complainant and learned Public Prosecutor submit that the matter may be remanded to pass fresh order after hearing learned counsel for the parties.

In view of above, the impugned order is set aside and the matter is remanded to the learned Sessions Judge, Sri Ganganagar to pass fresh order on the application under Section

408 Cr.P.C. after hearing learned counsel for the parties. Let the parties appear before the court without further notice on 14.11.2007.

The criminal misc. petition stands disposed of.

(H.R. PANWAR), J.

vij

S.B. Criminal Misc. Stay Petition No.799/2007
In
S.B. Criminal Misc. Petition No.1409/2007

Date of Order : 10th October, 2007

HON'BLE MR. H.R. PANWAR, J.

Mr. M.K. Garg for petitioner.
Mr. Ashok Upadhyay, P.P.
Mr. B.S. Rathore for respondent No.2.
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Since the main petition itself has been decided, the stay application also stands disposed of.

(H.R. PANWAR), J.

vij